

1 Simon Manoucherian (Bar No. 198760)
 2 SManoucherian@mmhllp.com
 2 Frederic Esrailian (Bar No. 232799)
 3 FEsrailian@mmhllp.com
 3 MESERVE, MUMPER & HUGHES LLP
 4 300 South Grand Avenue, 24th Floor
 4 Los Angeles, California 90071-3185
 5 Telephone: (213) 620-0300
 5 Facsimile: (213) 625-1930

6 Attorneys for Defendants
 7 HM LIFE INSURANCE COMPANY, successor-
 7 in-interest to GROUPAMERICA INSURANCE
 8 COMPANY; COMPUWARE CORPORATION
 8 EMPLOYEE BENEFITS PLAN

9 UNITED STATES DISTRICT COURT

10 NORTHERN DISTRICT OF CALIFORNIA

12 IRENE DEMEE,) Case No. C 07-03387 JSW
 13 Plaintiff,) STIPULATION TO DISMISS ENTIRE
 14 v.) ACTION WITH PREJUDICE;
 15 GROUPAMERICA INSURANCE) [PROPOSED] ORDER THEREON
 16 COMPANY, COMPUWARE) [F.R.C.P. 41]
 17 CORPORATION EMPLOYEE)
 17 BENEFITS PLAN and DOES 1-50,) Complaint Filed: April 12, 2007
 18 inclusive ,)
 18 Defendants.)

20 Plaintiff IREME DEMEE and Defendant HM LIFE INSURANCE
 21 COMPANY, successor-in-interest to GROUPAMERICA INSURANCE
 22 COMPANY ("HM Life"), by and through their respective counsel of record, hereby
 23 agree and stipulate to dismiss this action in its entirety, with prejudice as to all
 24 parties defendant, including HM Life and COMPUWARE CORPORATION

1 EMPLOYEE BENEFITS PLAN, pursuant to Federal Rules of Civil Procedure, Rule
 2 41(a), and each party shall bear its own attorneys' fees and costs in this matter.¹

3 The parties seek the Court's approval of dismissal of this action with
 4 prejudice.

5 Dated: November 21, 2007

MESERVE, MUMPER & HUGHES LLP
 Simon Manoucherian
 Frederic Esrailian

7 By: s/Simon Manoucherian

8 Simon Manoucherian
 9 Attorneys for Defendant
 10 HM LIFE INSURANCE COMPANY,
 11 successor-in-interest to
 12 GROUPAMERICA INSURANCE
 13 COMPANY, and COMPUWARE
 14 CORPORATION EMPLOYEE
 15 BENEFITS PLAN

13 Dated: November 13, 2007

LAW OFFICES OF JOHN N. FRYE
 John N. Frye

15 By: s/ John N. Frye

16 John N. Frye
 17 Attorneys for Plaintiff
 IREME DEMEE

ORDER

18 Based upon the stipulation of the parties and for good cause shown,

19 **IT IS HEREBY ORDERED** that this action, Case No. C 07-03387 JSW, is
 20 dismissed in its entirety as to all defendants, including Compuware Corporation
 21 Employee Benefits Plan, HM Life Insurance Company, and Groupamerica
 22 Insurance Company, with prejudice.

23 **IT IS HEREBY FURTHER ORDERED** that each party shall bear its own
 24 attorneys' fees and costs in this matter.

25 Dated: November 27, 2007


 26 Hon. Jeffrey S. White
 27 United States District Judge

28 ¹ Defendant COMPUWARE CORPORATION EMPLOYEE BENEFITS
 PLAN was previously dismissed without prejudice.

STIPULATION TO DISMISS ENTIRE
 ACTION WITH PREJUDICE; ORDER
 THEREON